IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 3RD JANUARY 2007 / 13TH AGRAHAYANA,1928

Bail Appl..No. 7765 of 2006()

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CMP.8292/2006 of J.M.F.C., KAYAMKULAM
CR No.258/06 of Mavelikkara Excise Range

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: PETITIONER/ACCUSED.

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VIJAYAKUMAR, S/O.THANKAPPAN,
AMRITHABHAVANAM, EREZHA THEKKUM MURI,
PERINGALA VILLAGE, MAVELIKARA.

BY ADV. SRI.RASHEED C.NOORANAD

RESPONDENT: COMPLAINANT/STATE.

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STATE OF KERALA, REP. BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SHRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**V.Ramkumar, J.**

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**B.A.No. 7765 of 2006**

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**Dated this the 3rd day of January, 2007.**

**ORDER**

Petitioner, who is the accused in CR No.258 of 2006 of Mavelikkara Excise Range for offences punishable under Section 8(1) and (2) of Abkari Act for allegedly having been found in possession of 750 ml. of coloured arrack on 15.12.2006 and who was arrested on the same day, seeks his enlargement on bail.

2. The learned public Prosecutor opposed the application submitting inter alia that the petitioner is an accused in four other cases involving similar offences.

3. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec. 41 A of the Abkari Act are present in this case so as to justify the release of the petitioner on bail.

This Application is accordingly dismissed.

V.RAMKUMAR,
JUDGE.

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